FILED U.S. DIST. COURT BRUNSWICK DIV.

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CV590-278

CV590-280

CV590-281

CV591-005

CV591-019

CV597-076

## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF GEORGIA CLERK BRUNSWICK AND WAYCROSS DIVISIONS

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CIVIL ACTION NO.: CV290-	605
CV590-	-258
CV590-	-262
CV590-	267
CV590-	269
CV590-	-270
CV590-	-272
CV590-	273
CV590-	-274
CV590-	-276
CV590-	.277

ROBERT ROLLINS,
Plaintiffs,

THOMAS EDWARD HALL, FELTON CULLEN WILLIAMS, ROBERT STANLEY GRIFFIN, RICHARD LAMAR CARTER,

DAVID GREGORY STEVERSON,

VERNON CHARLES SMITH,

BOBBY R. ALLEN, LYMAN M. GUY, JR.,

GEORGE HOWELL, JAMES GRIFFIN, SR., IDAS RAY SMITH, HAROLD BAXLEY.

THOMAS K. HARRIS.

JACK TARPLEY,

V.

GLORIA BUTLER.

DANNY KIRKLAND,

CSX TRANSPORTATION, INC., )

Defendant.

ORDER

Defendant has filed a Motion to Exclude Testimony of Richard Lemen and in the Alternative Motion to Compel Deposition. Plaintiffs have filed a response. After review, Defendant's Motion to Exclude Testimony of Richard Lemen is **DENIED**. Defendant's

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Alternative Motion to Compel Deposition is **GRANTED**. Counsel for Plaintiffs is directed to make Richard Lemon, Ph.D. available for deposition prior to December 1, 2005.

SO ORDERED, this 17 day of November, 2005.

ÁMES E. GRAHAM

UNITED STATES MAGISTRATE JUDGE